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5 Local Counsel for defendant Gilbert R. Rousseau

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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 -oOo-

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 vs.
13 GILBERT R. ROUSSEAU,
14 Defendant.

15 Case No. 2:16-cr-97-KJD-GWF
16
17 SEVENTH STIPULATION TO
18 CONTINUE SENTENCING
19 HEARING

20 IT IS HEREBY STIPULATED AND AGREED, by and through Nicholas A. Trutanich,
21 United States Attorney, and Daniel J. Cowhig, Assistant United States Attorney, counsel for
22 the United States of America, and defendant GILBERT R. ROUSSEAU, by and through his
23 local counsel, John Benedict, Esq., that the Sentencing Hearing currently scheduled for
24 currently set for Tuesday, August 13, 2019 at 9:00 a.m. be continued until a date and time
convenient to the Court not sooner than 6 months from the current setting.

This Stipulation is entered into for the following reasons:

1. Lead counsel for defendant ROUSSEAU, James Henderson, Sr., passed away. Attorney Henderson had appeared in this matter pro hac vice, with Attorney Benedict as local counsel. Defendant ROUSSEAU desires to be represented by the Federal Public Defender's Office, or if that office has a conflict, via court appointment.

2. Further, defendant ROUSSEAU requires additional time to fulfill his commitments under the plea agreement.

3. Defendant ROUSSEAU is at liberty, having been released on a personal
recognition bond with conditions. The United States is not aware of any substantive
violations of the presentencing release conditions imposed by the Court.

4. Defendant ROUSSEAU agrees to this continuance

5. Denial of this request could result in a miscarriage of justice.

6. This is the seventh request to continue the sentencing hearing.

7. The parties seek this continuance in good faith, not for the purposes of delay.

RELIEF REQUESTED

For the reasons stated above, the parties request the Court vacate the sentencing hearing in this matter currently set for Tuesday, August 13, 2019 at 9:00 a.m. be continued until a date and time convenient to the Court not sooner than 6 months from the current setting. A proposed order is attached.

Dated: August 12, 2019

Counsel for GILBERT R. ROUSSEAU

Counsel for the United States of America
NICHOLAS A. TRUTANICH,
United States Attorney

DANIEL J. COWHIG
Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Case No. 2:16-cr-97-KJD-GWF

Plaintiff,

ORDER

vs.

GILBERT R. ROUSSEAU,

Defendant.

ORDER

IT IS HEREBY ORDERED, based upon the stipulation of the parties and the record in this case and for good cause shown, that the sentencing hearing currently scheduled for Tuesday, August 13, 2019 at 9:00 a.m. be vacated and continued to

February 25, 2020

at the hour of 9:00 a.m. in Las Vegas

Courtroom 4A

IT IS SO ORDERED August 12, 2019

Kerry L. S.

UNITED STATES DISTRICT COURT

1 CERTIFICATE OF SERVICE

2 I, John Benedict, certify that the following counsel were served with a copy of the
3 STIPULATION TO CONTINUE SENTENCING HEARING on this date by Electronic Case
4 File system:

5 NICHOLAS A. TRUTANICH
6 United States Attorney
7 District of Nevada
8 Nevada Bar Number 13644
9 DANIEL J. COWHIG
10 Assistant United States Attorney
11 United States Attorney's Office
12 501 Las Vegas Boulevard South, Suite 1100
13 Las Vegas, Nevada 89101-6514
14 (702) 388-6336 / Fax: (702) 388-6020
15 daniel.cowhig@usdoj.gov

16 DATED: August 12, 2019

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